



THE CARLSBAD CITY COUNCIL WELCOMES YOUR PARTICIPATION

NOVEMBER 3, 2009 AGENDA

CITY COUNCIL

TO SPEAK TO COUNCIL AT TONIGHT'S MEETING:

1. For Public Hearings it is not necessary to fill out a "Speaker Card". For all other items, fill out a "Speaker Card".
 - a. For items listed on the agenda (including Consent Calendar), there is a five (5) minute time limit on individual speakers.
 - b. For items not listed on the agenda (Public Comment), there is a three (3) minute time limit on individual speakers.
2. Before the item is heard, place the card in the clear tray marked Speaker Slips. It is located on the wall adjacent to the Deputy City Clerk.
3. When called by the Mayor, come forward and begin by stating your name and address.

OTHER INFORMATION:

- Citizens may have an item listed on a future agenda by submitting a letter to the City Manager. Unless the Mayor, with the consent of the Council, otherwise directs, such presentations shall be limited to ten (10) minutes.
- It is Council's policy to adjourn meetings no later than 10:00 P.M.
- Persons with a disability may request an agenda packet in appropriate alternative formats as required by the Americans with Disabilities Act of 1990 by contacting the City Manager's office at (760) 434-2821. All persons requiring reasonable accommodations or auxiliary aids in order to effectively participate in the meeting may contact the City Manager's office by noon on the Monday preceding the meeting to make such arrangements.
- *PLEASE NOTE: Any agenda related writings or documents provided to the majority of the Council, Board or Commission after distribution of the Agenda packet, will be available for public inspection at the City Clerk's counter located at 1200 Carlsbad Village Drive, Carlsbad, CA 92009. In addition, a binder containing all agenda related writings and documents will be held by the Deputy City Clerk at each Council, Board or Commission meeting and available for public review.*
- *VISUAL MATERIALS FOR CITY COUNCIL: Visual materials should be submitted to the City Clerk's Office no later than noon on the day of a Regular Council Meeting. These materials will be placed on a computer in Council Chambers for public use. Please label all materials with the agenda item number you are representing. Please refer to the time limit maximum for items submitted for viewing. All presentations/digital materials are considered part of the maximum time limit provided to speakers. All materials exhibited to the Council during the meeting (slides, maps, etc.) are part of the public record and must be kept by the Clerk for 60 days after final Council action on the matter. Your materials will be returned upon written request.*

The Agenda and Agenda Bills are available on the City's website:

www.carlsbadca.gov

CALL TO ORDER: 6:00 P.M.

ROLL CALL: ALL PRESENT

LEGISLATIVE INVOCATION:

PLEDGE OF ALLEGIANCE:

PRESENTATIONS:

Proclamation Presentation in Recognition of the Carlsbad Winter Music Celebration.

Proclamation Presentation in Recognition of National Hospice and Palliative Care Month.

CONSENT CALENDAR: *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

WAIVER OF ORDINANCE TEXT READING: APPROVED

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

1. **AB #20,025 – ACCEPTANCE OF DONATION.**

Accepting a donation from the Carlsbad Library and Arts Foundation for cultural programming in the Ruby G. Schulman Auditorium; and, authorizing the appropriation of funds.

Resolution No. 2009-274.

ACTION: **APPROVED 5/0**

2. **AB #20,026 – APPROVE MEMORANDUM OF UNDERSTANDING.**

Approving a Memorandum of Understanding with the Carlsbad Unified School District for the School Resource Officer Program.

Resolution No. 2009-275.

ACTION: **APPROVED 5/0**

3. **AB #20,027 – APPROVE MEMORANDUM OF UNDERSTANDING.**

Approving a Memorandum of Understanding with the San Dieguito Unified School District for the School Resource Officer Program.

Resolution No. 2009-276.

ACTION: **APPROVED 5/0**

4. **AB #20,028 – APPROVE AMENDMENT TO CAPITAL IMPROVEMENT PROGRAM.**

Approving an amendment to the Capital Improvement Program to include the El Camino Real and College Boulevard Intersection Improvement Project.

Resolution No. 2009-277.

ACTION: **APPROVED 5/0**

CONSENT CALENDAR (Continued)

5. AB #20,029 – APPROVE POLICE DEPARTMENT’S PARTICIPATION IN HOMELAND SECURITY OPERATION.

Approving the Police Department’s participation in Operation Stonegarden, a program of the U.S. Department of Homeland Security; and, authorizing the appropriation of funds for anti-smuggling operations.

Resolution No. 2009-278.

ACTION: **APPROVED 5/0**

6. AB #20,030 – REPORT ON CITY INVESTMENTS.

Accepting the City Treasurer’s Report on City Investments as of September 30, 2009.

ACTION: **APPROVED 5/0**

7. AB #20,031 – CONTINUE DECLARATION OF LOCAL EMERGENCY.

Continuing the Declaration of Local Emergency of October 1, 2009, for the repair of a sewer main spill at 2402 Tamarack Avenue.

Resolution No. 2009-279.

ACTION: **APPROVED 5/0**

ORDINANCE FOR ADOPTION:

8. AB #20,032 – AMEND THE CARLSBAD MUNICIPAL CODE REGARDING THE PROHIBITION OF DEPOSITING HANDBILLS ON VEHICLES IN PARKING LOTS.

Adopting Ordinance No. CS-068, amending Section 8.28.055 of the Carlsbad Municipal Code regarding the prohibition of depositing handbills on vehicles in parking lots.

ACTION: **Council adopted Ordinance No. CS-068. 5/0**

PUBLIC COMMENT:

In conformance with the Brown Act, no Council action can occur on items presented during Public Comment.

*A total of 15 minutes is provided so members of the public can address the Council on items that are not listed on the Agenda. Speakers are limited to three (3) minutes each. If you desire to speak during Public Comment, fill out a **SPEAKER CARD** and place it in the clear tray on the wall adjacent to the Deputy City Clerk. If there are more than five (5) speakers, the remaining speakers will be heard at the end of the agenda just prior to Council Reports.*

When you are called to speak, please come forward and state your name and address.

DEPARTMENTAL AND CITY MANAGER REPORTS:

9. **AB #20,033 – PRESENTATION FROM CITIZEN ON TRAIL SAFETY ENFORCEMENT.**

To receive a presentation from Fred Sandquist, President of the Batiquitos Lagoon Foundation, regarding options available to enhance Trail Safety Enforcement.

ACTION: **Council received the report.**

10. **AB #20,034 – ADVERTISE FOR BIDS FOR JOINT FIRST RESPONDERS TRAINING FACILITY.**

To consider approving the plans and specifications and pre-qualifications of contractors seeking to bid on the Joint First Responders Training Facility; and, authorizing the City Clerk to advertise for bids, Project No. 3686.

Resolution No. 2009-280.

ACTION: **Council adopted Resolution No. 2009-280. 4/1 (No-Packard)**

PUBLIC COMMENT: Continuation of the Public Comments (if necessary)

The remainder of the categories are for reporting purposes. In conformance with the Brown Act, no public testimony and no Council action can occur on these items.

COUNCIL REPORTS AND COMMENTS: (*=Appointed by other agency) (Revised 12/09/08)

BLACKBURN

Buena Vista Lagoon JPC
Chamber of Commerce Liaison
City/School Committee
Encina Joint Powers (JAC)
Encina Wastewater Authority
North County Dispatch Joint Powers Authority (alternate)

PACKARD

Buena Vista Lagoon JPC
City/School Committee
North County Transit District Board of Directors
*North County Transit District Planning Committee
League of California Cities - SD Division
North County Dispatch Joint Powers Authority

HALL

Chamber of Commerce Liaison
SANDAG Board of Directors
SANDAG Executive Committee
SANDAG Transportation Committee

KULCHIN

CalCoast Board of Directors
Carlsbad ConVis (alternate)
Encina Joint Powers (JAC)
Encina Wastewater Authority (EWA)
North County Transit District (alternate)
*San Diego Authority for Freeway Emergencies (SAFE)
SANDAG Board of Directors (2nd alternate)
*SANDAG Shoreline Preservation Committee

LEWIS

LAFCO Cities Advisory Committee
North County Mayors and Managers
SANDAG (1st alternate)
San Diego County Water Authority Board of Directors

CITY MANAGER COMMENTS:

CITY ATTORNEY COMMENTS:

ANNOUNCEMENTS:

This section of the Agenda is designated for announcements to advise the community regarding events that Members of the City Council have been invited to, and may participate in.

ADJOURNMENT.